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9	UNITED STATES	DISTRICT COURT
20	NORTHERN DISTR	ICT OF CALIFORNIA
	IN RE: SOCIAL MEDIA ADOLESCENT	Case No. 4:22-MD-03047-YGR
21	ADDICTION/PERSONAL INJURY PRODUCTS LIABILITY LITIGATION,	MDL No. 3047
22	TRODUCTS EIABILITY ETHICATION,	WIDE No. 3047
23		OMNIBUS SEALING STIPULATION (JOINT LETTER BRIEF REGARDING
	THIS DOCUMENT RELATES TO ALL	SNAP'S ASSERTION OF PRIVILEGE IN
24 25	ACTIONS	CONNECTION WITH 14 REDACTED DOCUMENTS)
26		Judge: Honorable Yvonne Gonzalez Rogers Magistrate Judge: Hon. Peter H. Kang
27		
28		

Pursuant to Civil Local Rules 7-11 and 79-5, the Court's Order on the Stipulated Third Modified Protective Order (ECF No. 1209), and this Court's Order Setting Sealing Procedures (ECF No. 341), Plaintiffs and Defendant Snap Inc. ("Snap") submit this Omnibus Stipulation Regarding Joint Temporary Sealing Motion (ECF No. 1550) and Joint Letter Brief Regarding Snap's Assertion of Privilege in Connection with 14 Redacted Documents (ECF No. 1547).

The Parties agree that the following filings related to the Joint Letter Brief should be sealed in their entirety, and so the current sealing should be maintained:

Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously Sealed
Snap's Exhibit A Bates: SNAP3160953 ECF No. 1550-3	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential information about Snap's internal ad review practices, advertising and business strategies, and relationships with advertising partners. Disclosure of this information would provide competitors with insight into Snap's business that they would not otherwise have and thereby cause competitive harm to Snap. See Ctr. for Auto Safety v. Chrysler Grp., LLC, 809 F.3d 1092, 1097 (9th Cir. 2016) (even under heightened compelling-reasons standard, it is appropriate to seal "business information that might harm a litigant's competitive standing" (citation omitted)); In re Elec. Arts, Inc., 298 F. App'x 568, 569 (9th Cir. 2008) (sealing "confidential and	A party has not previously sought to seal the same information.

1 2	Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously Sealed
3 4				commercially sensitive information"); <i>Prescott v. Reckitt Benckiser LLC</i> ,	
5				2023 WL 2465778, at *4	
6				(N.D. Cal. Mar. 9, 2023) (sealing "household	
7				penetration rates" and defendant's "target	
8				consumer	
				demographics"); Cont'l Auto. Sys., Inc. v. Avanci,	
9 10				LLC, 2019 WL 6612012, at *4 (N.D. Cal. Dec. 5,	
11				2019) (sealing "number of customers using	
				Plaintiff's products").	
12				This Court has previously granted requests to seal	
13				materials related to	
14				discovery disputes on this fundamental basis. <i>See</i> ,	
15				e.g., ECF Nos. 1242,	
16				1465, 1619.	
17	Snap's Exhibit B Bates:	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential	A party has not
	SNAP3182499			information about Snap's	previously
18	ECF No. 1550-5			internal ad review practices, advertising and	sought to seal the
19				business strategies,	same
20				relationships with advertising partners, lens	information.
21				product development,	
22				and public relations strategies. Disclosure of	
				this information would	
23				provide competitors with	
24				insight into Snap's business that they would	
25				not otherwise have and	
26				thereby cause competitive harm to	
27				Snap. See [above cited	
				case law]. This Court has previously granted	
28				requests to seal materials	

1 2	Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously Sealed
3 4				related to discovery disputes on this	
5				fundamental basis. <i>See</i> , e.g., ECF Nos. 1242, 1465, 1619.	
6	Snap's Exhibit C Bates:	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential	A party has not
7	SNAP3202222			information about Snap's	previously
8	ECF No. 1550-7			internal moderation practices, lens product	sought to seal the
9				development, and	same
10				business strategies. Disclosure of this	information.
11				information would provide competitors with	
12				insight into Snap's	
13				business that they would not otherwise have and	
14				thereby cause competitive harm to	
				Snap. See [above cited	
15				case law]. This Court has previously granted	
16				requests to seal materials	
17				related to discovery disputes on this	
18				fundamental basis. See,	
19				<i>e.g.</i> , ECF Nos. 1242, 1465, 1619.	
20	Snap's Exhibit D Bates:	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential	A party has not
21	SNAP3245340			information about Snap's	previously
22	ECF No. 1550-9			internal moderation practices and business	sought to seal the
23				strategies. Disclosure of	same
24				this information would provide competitors with	information.
				insight into Snap's business that they would	
25				not otherwise have and	
26				thereby cause competitive harm to	
27				Snap. See [above cited	
28				case law]. This Court has previously granted	

1 2	Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously Sealed
3 4				requests to seal materials related to discovery disputes on this	
5				fundamental basis. <i>See</i> , e.g., ECF Nos. 1242,	
6 7 8 9 10 11 12 13 14 15 16 17 18	Snap's Exhibit E Bates: SNAP3307049 ECF No. 1550-11	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential information about Snap's advertising and user data collection practices. Disclosure of this information would provide competitors with insight into Snap's business that they would not otherwise have and thereby cause competitive harm to Snap. See [above cited case law]. This Court has previously granted requests to seal materials related to discovery disputes on this fundamental basis. See, e.g., ECF Nos. 1242,	A party has not previously sought to seal the same information.
19 20 21 22 23 24 25 26 27 28	Snap's Exhibit F Bates: SNAP5288226 ECF No. 1550-13	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential information about Snap's internal policy enforcement mechanisms, account investigation practices, and cooperation with law enforcement investigations. Disclosure of this information would provide competitors with insight into Snap's practices that they would not otherwise have and thereby cause competitive harm to	A party has not previously sought to seal the same information.

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1 2	Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously Sealed
3 4				Snap. See [above cited case law]. This Court has	
5				previously granted requests to seal materials related to discovery	
6				disputes on this fundamental basis. See,	
7				e.g., ECF Nos. 1242, 1465, 1619.	
8	Snap's Exhibit G Bates:	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential	A party has not
9	SNAP1141054 ECF No. 1550-15			information about Snap's internal investigation	previously sought to
11				practices and cooperation with law enforcement	seal the same
12				investigations. Disclosure of this information would	information.
13				provide competitors with insight into Snap's	
14				practices that they would not otherwise have and	
15				thereby cause	
16				Snap. See [above cited	
17				case law]. This Court has previously granted	
18 19				requests to seal materials related to discovery	
20				disputes on this fundamental basis. <i>See</i> ,	
21				<i>e.g.</i> , ECF Nos. 1242, 1465, 1619.	
22	Snap's Exhibit H Bates:	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential	A party has not
23	SNAP1157465 ECF No. 1550-17			information about Snap's internal investigation	previously sought to
24				practices, cooperation with law enforcement	seal the same
25				investigations, and media and communications	information.
26				strategies. Disclosure of this information would	
27				provide competitors with insight into Snap's	
28				practices that they would	

1 2	Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously Sealed
3 4				not otherwise have and thereby cause	
5				competitive harm to Snap. <i>See</i> [above cited case law]. This Court has	
6				previously granted requests to seal materials	
7				related to discovery	
8				disputes on this fundamental basis. <i>See</i> , <i>e.g.</i> , ECF Nos. 1242,	
	Consultation of the state of th	Entire Exhibit	Curan	1465, 1619. Good cause exists to seal	A
10	Snap's Exhibit I Bates: SNAP1151790	Entire Exhibit	Snap	sensitive and confidential	A party has not
12	ECF No. 1550-19			information about Snap's internal account	previously sought to
13				investigation and age verification practices.	seal the same
14				Disclosure of this information would	information.
				provide competitors with	
15				insight into Snap's practices that they would	
16				not otherwise have and	
17				thereby cause competitive harm to	
18				Snap. <i>See</i> [above cited case law]. This Court has	
19				previously granted	
20				requests to seal materials related to discovery	
21				disputes on this	
22				fundamental basis. <i>See,</i> e.g., ECF Nos. 1242,	
23	Snap's Exhibit J	Entire Exhibit	Snap	1465, 1619. Good cause exists to seal	A party has
24	Bates:	Little Lamon	Snap	sensitive and confidential	not
25	SNAP5288836 ECF No. 1550-21			information about Snap's internal account	previously sought to
				investigation and age	seal the
26				verification practices. Disclosure of this	same information.
27				information would provide competitors with	
28				insight into Snap's	

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2	Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously Sealed
3 4				practices that they would not otherwise have and thereby cause	
5				competitive harm to	
6				Snap. See [above cited case law]. This Court has	
7				previously granted	
1				requests to seal materials related to discovery	
8				disputes on this fundamental basis. <i>See</i> ,	
9				e.g., ECF Nos. 1242, 1465, 1619.	
11	Snap's Exhibit K Bates:	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential	A party has not
12	SNAP4928443			information about Snap's	previously
13	ECF No. 1550-23			internal account investigation and age	sought to seal the
14				verification practices. Disclosure of this	same information.
				information would	illioilliation.
15				provide competitors with insight into Snap's	
16				practices that they would	
17				not otherwise have and thereby cause	
18				competitive harm to	
19				Snap. See [above cited case law]. This Court has	
20				previously granted	
$_{21}$				requests to seal materials related to discovery	
22				disputes on this fundamental basis. <i>See</i> ,	
				e.g., ECF Nos. 1242,	
23	Snap's Exhibit L	Entire Exhibit	Snap	1465, 1619. Good cause exists to seal	A party has
24	Bates:	Dimio Damoit	Shup	sensitive and confidential	not
25	SNAP3628554 ECF No. 1550-25			information about Snap's internal account	previously sought to
26				investigation and age	seal the
27				verification practices. Disclosure of this	same information.
28				information would provide competitors with	

1 2	Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously Sealed
3 4				insight into Snap's practices that they would not otherwise have and	
5				thereby cause competitive harm to	
6				Snap. See [above cited	
7				case law]. This Court has previously granted	
8				requests to seal materials related to discovery	
9				disputes on this fundamental basis. See,	
10				<i>e.g.</i> , ECF Nos. 1242, 1465, 1619.	
11	Snap's Exhibit M Bates:	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential	A party has not
12	SNAP3664752			information about Snap's	previously
13	ECF No. 1550-27			internal account investigations, age	sought to seal the
14				verification practices, and cooperation with law	same information.
15				enforcement	miormation.
16				investigations. Disclosure of this information would	
17				provide competitors with insight into Snap's	
18				practices that they would	
19				not otherwise have and thereby cause	
20				competitive harm to	
21				Snap. See [above cited case law]. This Court has	
22				previously granted requests to seal materials	
23				related to discovery	
24				disputes on this fundamental basis. <i>See</i> ,	
25				e.g., ECF Nos. 1242, 1465, 1619.	
26	Snap's Exhibit N Bates:	Entire Exhibit	Snap	Good cause exists to seal sensitive and confidential	A party has not
27	SNAP4801937			information about Snap's	previously
28	ECF No. 1550-29			internal account investigations, age	sought to seal the
20				verification practices, and	

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	Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously Sealed
				cooperation with law	same
				enforcement	information.
\parallel				investigations. Disclosure	
				of this information would	
\parallel				provide competitors with	
				insight into Snap's	
				practices that they would not otherwise have and	
\parallel					
				thereby cause	
\parallel				competitive harm to Snap. <i>See</i> [above cited	
				case law]. This Court has	
				previously granted	
				requests to seal materials	
				related to discovery	
				disputes on this	
				fundamental basis. See,	
				e.g., ECF Nos. 1242,	
				1465, 1619.	

The Parties agree that the following filings related to the Joint Letter Brief should be partially redacted, and so the current sealing should be modified:

- 11					
17	Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously
18		Sealeu	Tarty		Sealed
19	Joint Letter Brief	Redaction at 8	Snap	Good cause exists to seal	A party has
20	ECF No. 1550-1 ¹	(description of Exhibit H)		sensitive and confidential information about Snap's	not previously
21				internal investigation practices, cooperation	sought to seal the
22				with law enforcement	same
23				investigations, and media and communications	information.
24				strategies. Disclosure of this information would	
25				provide competitors with insight into Snap's	
26				practices that they would	
27				not otherwise have and	

A redacted copy of the Joint Letter Brief was filed publicly at ECF No. 1547.

Document	Portion to be Sealed	Designating Party	Basis for Sealing	Whether Previously Sealed
			thereby cause	
			competitive harm to	
			Snap. See [above cited	
			case law]. This Court has	
			previously granted	
			requests to seal materials	
			related to discovery	
			disputes on this	
			fundamental basis. See,	
			e.g., ECF Nos. 1242,	
			1465, 1619.	

Documents without privilege redactions were never filed on the docket (and instead were lodged with the Court for in camera review). As a result, unsealing the excerpts redacted for privilege is not at issue currently. If the Court determines that any portion of the privilege redactions should be removed, Snap respectfully requests the opportunity to file a separate motion or stipulation, as appropriate, addressing whether sealing those excerpts is warranted. Snap respectfully requests 14 days to make that determination, or until February 18, 2025, whichever is later. Pursuant to this case's sealing procedures, a Proposed Order implementing this stipulation and a copy of the Joint Letter Brief with the redaction agreed by the Parties listed above are attached.

IT IS SO STIPULATED AND AGREED.

Dated: February 4, 2025		Respectfully submitted,			
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	ase 4:22-md-03047-YGR	Document 1635	Filed 02/04/25	Page 12 of 17		
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28			ALEXANDRA W	VALSH
		-15	-	Case No. 4:22-MD-03047-YGF
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OMNIBUS STIPULATION REGARDING JOINT TEMPORARY SEALING MOTION

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ATTESTATION I, Laura M. Lopez, hereby attest, pursuant to N.D. Cal. Civil L.R. 5-1, that the concurrence to the filing of this document has been obtained from each signatory hereto. DATED: February 4, 2025 /s/ Laura M. Lopez By: Laura M. Lopez